

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**  
**BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

APPLICANT: Michael Epstein

SERIAL NO.: 09/894,391 EXAMINER: Lan dai T. TRUONG

FILED: 28 June 2001 ART UNIT: 2152

CONFIRMATION NO.: 6445

FOR: TEMPORAL PROXIMITY TO VERIFY PHYSICAL  
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**RESPONSE TO NOTIFICATION OF NON-COMPLIANT APPEAL BRIEF**

Applicants received a Notification of Non-Compliant Appeal Brief dated September 26, 2007 ("Notification"). The Notification requested a revision of a heading, the status of amendments section, and a more detailed concise explanation of the claims in the Summary of Claimed Subject Matter.

In response to the Notification, Applicants submit an amended Appeal Brief. Accordingly, Applicants submit that the Appeal Brief is in compliance with 37 CFR § 41.37.

Respectfully submitted,

Paul Im  
Registration No. 50,418

Date: 26 October 2007

*/James Dobrow/*

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